



STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION

6th floor - L&C Tower
401 Church Street
Nashville, Tennessee 37243-0437

April 2, 2009

Bill Thomas
B & L Private Utility
P.O. Box 42
Brownsboro, AL 35741

Subject: **State Operation Permit Tracking No SOP-08068**
B & L Private Utility -
Lincoln County, Tennessee

Dear Mr. Thomas:

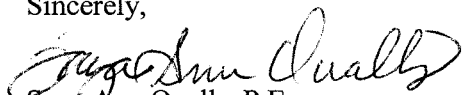
The division is in receipt of your application for a state of Tennessee permit to operate a domestic wastewater collection system. The majority of the collection system and the associated wastewater treatment facility are located in Hazel Green, Alabama. The Tennessee portion of the system is comprised of 2 connections and one pump station.

I've spoken with your attorney, Henry Walker, and have also reviewed the application package. My opinion is that since the utility has an NPDES permit (AL0078344) through the state of Alabama, the division may use its regulatory discretion and not require a state permit at this time.

Please be advised that the addition of new connections to the Tennessee portion of the system would result in the system requiring a state of Tennessee permit. Further, should the Tennessee portion of the collection system be operated in such a manner as to violate the TWQCA then we would take necessary steps, including requiring a permit, to bring the system into compliance.

If you have questions, please contact me at 615-532-0652 or by E-mail at Saya.Qualls@tn.gov.

Sincerely,


Saya Ann Qualls, P.E.
Chief Engineer
Division of Water Pollution Control

cc: Division of Water Pollution Control, Permit Section
Division of Water Pollution Control, Columbia Environmental Field Office
Henry Walker, Boulton, Cummings, Connors and Berry, PLC, 1600 Division St., Suite 700, Nashville, Tenn. 37203